

GOVERNMENT OF TELANGANA

ABSTRACT

Public Services – Director, Insurance Medical Services – Establishment – Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director Insurance Medical Services, Telangana, Hyderabad – Certain irregularities committed in purchase of medicines - Departmental proceedings under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 - Articles of Charges - Issued.

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LABOUR EMPLOYMENT TRAINING & FACTORIES (Emp-Vig) DEPARTMENT

G.O.Rt.No.149

Dated: 09.04.2019

Read

From the Director General, Vigilance and Enforcement and Ex-officio Principal Secretary to Government, G.A. (V&E) Department, Vigilance Report No.5 (C.No.1190/V&E/D1/2018, Dt.01.02.2019).

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ORDER:

It is proposed to hold an inquiry against Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director Insurance Medical Services, Hyderabad who has committed certain irregularities in purchase and supply of medicines to ESI Hospital and dispensaries etc., in accordance with to the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 adopted by Telangana State.

**2.** The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehavior in support of Article of Charges, a list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure – II to IV).

**3.** Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director Insurance Medical Services, Hyderabad is directed to submit written statement of his defence and to state whether he desires to be heard in person within ten (10) working days from the date of receipt of this Order.

**4.** Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director Insurance Medical Services, Hyderabad is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

**5.** Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director Insurance Medical Services, Hyderabad is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, further action will be processed based on the material available.

**6.** Attention of Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director Insurance Medical Services, Hyderabad is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against her for violation of rule 24 of the A.P. Civil Service (Conduct) Rules, 1964.

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7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

Dr. SHASHANK GOEL  
PRINCIPAL SECRETARY TO GOVERNMENT

To

Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director Insurance Medical Services, Hyderabad through the Director, Insurance Medical Services, Telangana, Hyderabad.

Encls: Annexures I to IV.

The Director, Insurance Medical Services, Telangana, Hyderabad (with a direction to serve the AoC on the individual under proper acknowledgement and return the same to the Government)

Copy to:-

The Secretary, Telangana Vigilance Commission, Hyderabad.

The Director General, (V&E) (FAC) & Ex-Officio Principal Secretary to Government, General Administration (V&E) Department, B.R.K.R. Bhavan, Hyderabad.

SF/SC

//FORWARDED:: BY ORDER//

SECTION OFFICER

## **ANNEXURE – I**

### **STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST Dr. M. VENKATASWAMY, JOINT DIRECTOR (FW), O/o DIRECTOR, INSURANCE MEDICAL SERVICES, TELANGANA, HYDERABAD.**

#### **CHARGE – I**

That Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director, Insurance Medical Services, Hyderabad has not conducted any meeting with Drug Procurement Committee for the year 2016-17, 2017-18, etc., and he has thereby violated the guidelines mentioned in G.O.Ms.No.51, Dt.9.4.2012 of Labour, Employment, Training and Factories (IMS) Department. He has failed to calculate the indents received from IMOs & Joint Directors in time to communicate the list of drugs to be purchased, thereby creating a situation for procurement of Non-RC medicines through local purchase at high rates in Non-transparent, unfair & arbitrary manner in violation of rules and causing huge loss to Government exchequer.

Thus, Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director Insurance Medical Services, Hyderabad by him above mentioned acts has committed grave irregularities and exhibited lack of integrity, devotion to duty, conduct unbecoming of a Government Servant and thereby contravened the Rule 3(1) & (2) of the A.P. Civil Services (Conduct) Rules, 1964 adopted by Telangana State.

#### **CHARGE – II**

Dr. M.Venkataswamy, Joint Director (Family Welfare) has not processed the Non-RC items enlisted by the Drug Procurement Committee through a open tender system by way of e-procurement which is mandatory. Further no periodical review was done as a result of which Non-RC and Emergency indents were given to a only a few scheduled firms who approached the Directorate thereby creating non transparency, favoritism arbitraries in procurement of medicine at higher prices with huge loss to Government exchequer.

Thus, Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director Insurance Medical Services, Hyderabad by him above mentioned acts has committed grave irregularities and exhibited lack of integrity, devotion to duty, conduct unbecoming of a Government Servant and thereby contravened the Rule 3(1) & (2) of the A.P. Civil Services (Conduct) Rules, 1964 adopted by Telangana State.

Dr. SHASHANK GOEL  
PRINCIPAL SECRETARY TO GOVERNMENT

## **ANNEXURE –II**

### **STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF ARTICLES OF CHARGES FRAMED AGAINST Dr. M. VENKATASWAMY, JOINT DIRECTOR (FW), O/o DIRECTOR, INSURANCE MEDICAL SERVICES, TELANGANA, HYDERABAD.**

Dr. M. Venkataswamy, Joint Director (Family Welfare), O/o Director Insurance Medical Services, Hyderabad has not conducted any meeting with Drug Procurement Committee for the period 2016-17, 2017-18, etc., and he has thereby violated the guidelines mentioned in G.O.Ms.No.51, Labour, Employment, Training and Factories (IMS) Department, Dt.9.4.2012

As Convener of Drug Procurement Committee no proper planning was done in advance to overcome the shortage of the medicines and indents were received from the Joint Directors and Incharge Medical Officers at the peak time and thereby creating a situation to so for local purchase thorough Non RC firms. The Drug Procurement Committee utterly failed to calculate the indents in time to commute the list of drugs to be purchased. No periodical review was done by the Drug Procurement Committee for further addition & deletion of Non-RC items which should be done in a quarter since 2016.

The Non-RC items enlisted by the Drug Procurement Committee was not processed through an open tender system by way of e-procurement with technical assistance of APTS / TSTS which is mandatory as per Rule 160 of GFR 2017 which states that e-procurement is mandatory for Ministries / Departments to receive all the bids through e-procurement portals in respect of all procurements and also violated G.O.Ms.No.51, dt.09.04.2012 of Labour, Employment Training & Factories (IMS) Department.

Dr. SHASHANK GOEL  
PRINCIPAL SECRETARY TO GOVERNMENT

**ANNEXURE-III**

**LIST OF WITNESSES :-**

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Dr. SHASHANK GOEL  
PRINCIPAL SECRETARY TO GOVERNMENT

## **ANNEXURE –IV**

### **LIST OF DOCUMENTS:**

From the Director General, Vigilance and Enforcement and Ex-officio Principal Secretary to Government, General Administration (V&E) Department, Vigilance Report No.5 (C.No.1190/V&E/D1/2018, Dt.01.02.2019 along with Annexures I to V.

Dr. SHASHANK GOEL  
PRINCIPAL SECRETARY TO GOVERNMENT